

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANDRES ALEMANY,

Plaintiff,

-against-

BANK OF AMERICA N.A. and EQUIFAX
INFORMATION SERVICES, LLC,

Defendants.

1:23-cv-00878 (JLR)

ORDER OF DISMISSAL

JENNIFER L. ROCHON, United States District Judge:

The Court having been advised at ECF No. 16 that all claims asserted herein **against Equifax Information Services, Inc.** have been settled in principle, it is ORDERED that the above-entitled action be and is hereby DISMISSED and discontinued without costs, and without prejudice to the right to reopen the action **within forty-five days** of the date of this Order if the settlement is not consummated, as to **Equifax Information Services, Inc. only**.

To be clear, any application to reopen **must** be filed **by the aforementioned deadline**; any application to reopen filed thereafter may be denied solely on that basis.

If the parties wish for the Court to retain jurisdiction for the purposes of enforcing any settlement agreement, they **must** submit the settlement agreement to the Court by the deadline to reopen to be “so ordered” by the Court. Per Paragraph 4(C) of the Court’s Individual Rules and Practices for Civil Cases, unless the Court orders otherwise, the Court will not retain jurisdiction to enforce a settlement agreement unless it is made part of the public record.

All other deadlines and conferences are cancelled as to **Equifax Information Services, Inc.** As Bank of America N.A. remains a defendant in this action, the Clerk of Court is directed to keep this case **OPEN**.

Dated: March 27, 2023

New York, New York

SO ORDERED.


JENNIFER L. ROCHON

United States District Judge